DUCKEL FILING DATE DEMAND JUUUE DUCKET DIST/OFFICE N/S YR. NUMBER MO. DAY YEAR 23 OTHER NUMBER DEM. YR. NUMBER 1085/4 76 0621 12 14 76 2 860 1 8509 Ρ 76 0621-B **PLAINTIFFS DEFENDANTS** WILLIAM MARTI JUSTICE DAVID MATTHEWS, Secretary of Health, Education and Welfare 42 USC 405(g) Review of decision by HEW. **ATTORNEYS** William Marti Justice, pro se Robert P. Santee  $4218 \pm .-25$ th Pl. 3645D S. Lakewood Asst. U. S. Atty. Tulsa, Oklahoma 74135 Tulsa, OK 741-14 STATISTICAL CARDS FILING FEES PAID CHECK DATE RECEIPT NUMBER C.D. NUMBER HERE DATE MAILED 01-01-77 CARD IF CASE WAS JS-5\_ FILED IN **FORMA** JS-6 \_ **PAUPERIS** 

UNITED STATES DISTRICT COURT DOCKET

76-C-6	) Z <b>L</b>	BARROW	
<b>DATE</b> 1976	NR.	PROCEEDINGS	
12-14 12-29 2-9	1.	Complaint, filed w/ JURY TRIAL DEMAND. Summons issued.k Summons, ret & filed: Served David Matthews, Sec. of HEW by mailing cert. copy received in Washington on 12-16-76; Served USA by mailing two copies to Atty. Gen. Washington, D.C. by cert. mail, received 12-16-76; Served US Dist. Atty on 12-14-76 at Tulsa, OK. (USM \$6.00)ph Deft.'s mot. for enlargement of time within which to answer or otherwise plead, filed.s 0 to J	
2-10	3.	Order, filed, granting deft. until 4-13-77 to answer.s (AEB-J) cps. mld.	
4-14 6-8 6-8 6-9 6-20	4 5 6 MO <b>7</b>	Deft. answer fld. ho Deft. mot. to remand, fld. ho Deft. brief in supp. of mot. to remand. fld. ho It is ordered by the Ct. that the Pltf. file a responsive brief w/in 10 days to Defts. mot. to remand to the Sec. of H.E.W. (AEB-J) cps mld Pltf. objection on mot. to remand & responsive brief for objection to mot. to remand. fld. ho	
6-21	8.	Deft's reply to pltf's objection to deft's mot. to remand, filed.k	
7-28	MC	Case referred to Mag. Robert S. Rizley for findings and recommendations on pending motions. (AEB-J) rla	-
8-26	МО	Case set for hrg. before Mag. on deft's mot. to remand to HEW for de novo hrg. on 9-9-77 at 10:00 a.m. (RSR-Mag)k ntc by KT	
9-9	Min	Case called for hrg. on deft's mot. to remand to HEW for <u>de novo</u> hrg. Parties represented. Statements made. Mot. taken under advisement. Mag. to prepare F&R. (RSR-Mag)k	
12-30 1978	МО	Mag. recommends that deft's mot. to remand to HEW for de novo hrg. be overruled & Mag. to prepare F&R. (RSR-Mag)k cps by KT 1-3-78	
3-27	9	Findings & Recommendations of the Mag., filed. Mag. recommends deft's mot. to remand to HEW for de novo hrg. be denied. (RSR-Mag)k cps mlo	1
4-11	10	Order, filed, that deft's mot. to remand is denied. (AEB-J)k cps mld	
6-12 6-28	MO 11	Parties are directed to hold a pre-trial conf. on or before 8-7-78 & file an agreed pre-trial order on or before 8-14-78. (AEB-J)k ntc mld Deft. amended ans. fld. ho	
8-7	12	Pre-Trial order, fld. (AEB-J)ho c/m	
8-7	МО	The PTO having been fld. this date & it appearing that there are no issues of fact for determination, IT IS ORDERED that the parties file simultaneous briefs in supp. of their position w/in 30 days from this date. (AEB-J)ho c/m	
8-16	13	Deft's brief in support of Administrative decision denying pltf's claim for a waiver of recovery of overpayment of social security benefits, filed.k	
9-8	14	Pltf. appl. for ext. of time to file brief in supp. of Pltf. position fld. ho 0 to J.	,
9-11	15.	Order, filed, granting pltf. until ll-10-78 to file a brief in support of his position. (AEB-J)k cps mld	
11-13	16	Pltf. brief in supp. of his compl. fld. ho	1
1-29	17	Order, filed, that judgment be entered in favor of the deft. & against the pltf. (AEB-J)k $$ cps mld	
1-29	18	Judgment, filed & entered, in favor of deft. & against pltf. Pltf. is ordered to repay to deft. \$707 in overpaid benefits. (AEB-J)k cps mld	

## CIVIL DOCKET CONTINUATION SHEET

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